

रजिस्टर्ड नं ० ल०-३३/१३-१४/९३.



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, संगलघार, १ जून, १९९३/११ ज्येष्ठ, १९१५

हिमाचल प्रदेश सरकार
आबकारी व कराधान विभाग

अधिबूचना

शिमला-३, २५ मई, १९९३

संख्या ७-७७/९२-ई० एक्स० एन०-९५२८.—प्रथम नवम्बर, १९६६ से ठीक पूर्व हिमाचल प्रदेश में समाविष्ट क्षेत्रों में तथा पंजाब पुर्नगढ़न अधिनियम, १९६६ (१९६६ का ३१) की धारा ५ के अधीन हिमाचल प्रदेश में जोड़े गए क्षेत्रों में यथा प्रवृत्त पंजाब आबकारी अधिनियम, १९१४ (१९१४ का पंजाब अधिनियम, संख्या १) की धारा ५९ द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा इसके साथ पठित उक्त अधिनियम की धारा ९ के

अधीन हिमाचल प्रदेश (एक्साईज पावर्ज एण्ड अपील) आईआरज, 1965 द्वारा निहित वित्तायुक्त की शक्तियों का प्रयोग करत हुए मैं, एच० एस० अटवाल, ग्रामकारी व कराधान आयुक्त, हिमाचल प्रदेश, एतद्वारा हिमाचल प्रदेश लीकर लाइसेंस रूल्ज़, 1986 (जिन्हें यहाँ इसके पश्चात् उक्त नियम कह कर सम्बोधित किया गया है) में तुरन्त निम्नलिखित और संशोधन करता हूँ:—

संशोधन

1. In the existing first proviso to rule 30 of the said Rules, the letters, signs, figures and the words "L. 3, L.4, L. 5," appearing before the letters, signs, figures and words "L. 9 and L.17" shall be omitted.

2. For the existing clause-(a) of sub-rule (20) of rule 38 of the said Rules the following shall be Substituted, namely :—

"(a) (i) Except in the case of a distillery/bonded warehouse/bottling plant, the licensee shall function as stockist for the retail vendors of the vend sphere in which he holds a licence subject to the directions issued by the Excise Commissioner from time to time regulating the supplies of country liquor from the source so authorised by the Excise Commissioner.

(ii) In the case of a distillery/bonded warehouse/bottling plant, the licensee shall function as a stockist for the wholesale or retail vendors within Himachal Pradesh subject to the directions issued by the Excise Commissioner from time to time; the licensee may store country liquor bottled by the distillery/bonded warehouse/bottling plant, itself, and, if so directed by the Excise Commissioner, may also obtain supplies of country liquor from such other sources as may be authorised by the Excise Commissioner, and store such country liquor, provided that the licensee shall maintain two separate and distinct rooms for the storage of the two types of country liquor.

(iii) The licensee shall sell country liquor to the wholesale/retail vendors at the price fixed by the Excise and Taxation Commissioner, Himachal Pradesh.

(iv) The licensee shall sell country spirit for sale only at a strength of 50 degree proof, as per direction of the Excise Commissioner."

3. The existing clause (c) of sub-rule (20) of rule 38 of the said Rules shall be substituted, namely :—

"(c) The licensee shall obtain his spirit for sale only at a strength of 50 degree proof."

4. In clause (h) of sub-rule (20) of rule 38 of the said Rules, for the word "On" occurring at the start of the clause, the word "Before" shall be substituted.

5. In clause (g) of sub-rule (20-A) of rule 38 of the said Rules, for the word "On" occurring at the start of the clause, the word "Before" shall be substituted.

[Authoritative English text of Himachal Pradesh Excise & Taxation Department Notification No. 7-77/92-EXN-9528, dated 25th May, 1993 as required under clause (3) of Article 348 of the Constitution of India].

Shimla-171 003, the 25th May, 1993

No. 7-77/92-EXN.—In exercise of the powers conferred by section 59 of the Punjab Excise Act, 1914 (1 of 1914), as in force in the areas comprised in Himachal Pradesh immediately before 1st November, 1966 and the territories transferred to Himachal Pradesh under section 5 of the Punjab Re-organisation Act, 1966 (31 of 1966) and by virtue of the powers of the Financial Commissioner, conferred on me under section 9 of the said Act, read with the Himachal Pradesh (Excise powers and Appeal) Orders, 1965, I, H. S. Atwal, Excise and Taxation Commissioner, Himachal Pradesh, hereby order the following further amendments in the Himachal Pradesh Liquor License Rules, 1986 (hereinafter referred to as the said rules) with immediate effect:—

AMENDMENTS

1. In the existing first proviso to rule 30 of the said rules, in letters, signs, figures and the words "L. 3, L. 4, L. 5," appearing before the letters, signs, figures and words "L. 9 and L. 17" shall be omitted.
2. For the existing clause (a) of sub-rule (20) of rule 38 of the said rules the following shall be substituted, namely:—
 - (a) (i) Except in the case of a distillery/bonded warehouse/bottling plant, the licensee shall function as stockist for the retail vendors of vend sphere in which he holds a licence subject to the directions issued by the Excise Commissioner from time to time regulating the supplies of country liquor from the source so authorised by the Excise Commissioner.
 - (ii) In the case of a distillery/bonded warehouse/bottling plant, the licensee shall function as a stockist for the wholesale or retail vendors within Himachal Pradesh subject to the directions issued by the Excise Commissioner from time to time; the licensee may store country liquor bottled by the distillery/bonded warehouse/bottling plant, itself, and, if so directed by the Excise Commissioner, may also obtain supplies of country liquor, from such other sources as may be authorised by the Excise Commissioner, and store such country liquor, provided that the licensee shall maintain two separate and distinct rooms for the storage of the two type of country liquor.
 - (iii) The licensee shall sell country liquor to the wholesale/retail vendors at the price fixed by the Excise and Taxation Commissioner, Himachal Pradesh.
 - (iv) The licensee shall sell country spirit for sale only at a strength of 50 degree proof, as per directions of the Excise Commissioner."
3. The existing clause (c) of sub-rule (20) of rule 38 of the said Rules shall be substituted, namely :—
 - (c) The licensee shall obtain his spirit for sale only at a strength of 50 degree proof."

4. In clause (k) of sub-rule (20) of rule 38 of the said rules for the word "On" occurring at the start of the clause, the word "Before" shall be substituted.

5. In clause (g) of sub-rule (20-A) of rule 38 of the said Rules, for the word "On" occurring at the start of the clause, the word "Before" shall be substituted.

H. S. ATWAL,
Excise and Taxation Commissioner.